G R S [IX-5]

Previous references
Mel 221-15
SR 1-2

1916.
(Mysore)

File No 193-16
Serial Nos 1-4

Later references
Legis 32-20(1-5)
G.S 87 32 164
Serv 126-2-12 & 12-a-538-5

GENERAL AND REVENUE SECRETARIAT.

√

Serial Nos 1-4

Part B for 1 2 3 4

SUBJECT

Requests sanction to the bye-laws relating to the levy of drainage cess in the Mysore city -

Ono 7623 Dt 30-5-17 To the President Mysore city Municipality Sanctioning the bye-laws.

18 7 17

W D 68—GPB—50,000—24-7-16

(R S 11) 1916

GENERAL AND REVENUE SECRETARIAT

(Mysore)

NOTES

Mysore File No 193-16

FILE HEADING

Levy of drainage cess in the Mysore city

From

The President, Mysore city Municipal Council

No 163 Dated 20-3-17 Received 22-3-17

Diary No 2845	Enclos	Spare Copies	Serial No

BRIEF ABSTRACT OF LETTER

Requests sanction to the bye laws relating to the levy of drainage cess.

NOTES AND ORDERS

The provisions laid down in the early correspondence must be with the view regarding the improvement of the finances of the Municipal Council and the rule regarding the revision of the Municipal establishments.

" Reference taken from these files and forwarded

NOTES—First Sheet

WD 1238—GPB—60 000—1 12-16—S.

G R S III-2]

General and Revenue Secretariat

1644 File No 193 of 1916

Serial No	
	2 The President has not sent either a copy of the bye laws, a copy of the notice or the objections or suggestions received as required by section 48(3) of the Municipal Regn
L S IV 44	3 Draft Comm for the same is sent (Sd) 26/3/17 4 [illegible] 28/3-17
1	To the Presd at No 6328 of 29-3-17. Calls for the submission of two copies of the bye-laws with the notice published thereof and all objections and suggestions received in the matter
3	From the Presd at No 176 of 6-4-17 Submits copy of the notice and the objections received
	5. It is proposed to levy the drainage cess at Re 1 for every house connection and to the objection raised that some houses have more than one connection consulting the wishes of the

NOTE—Contn sheet

WD 1288—GPB—60 000—1 12-16—S.

G R S III-2]

General and Revenue Secretariat | All File No 193 of 1916

Serial No

owners who would have to pay an unnecessarily large amount of tax, the President has remarked that if the owner shows hardship for closing any excess connections that may be closed by the Municipal Council at any time.

6. As regards the rules proposed, rules 25, 26 and 27 relate to matters outside the scope of Section 46(1) of the Municipal Act. The proposed rule no 28 is also unnecessary. It may be quite sufficient to sanction only the addition to the schedule of taxes

L III

7. Subject to orders

DJ (Gen) 25/4/17

by laws The Rules should be framed as bye laws & may be adopted.

Rev Secy) — 28/4/17

156 7/5/17

2nd member) 7/5/17 MM 7/5

Chief Secy 9/5/17

Rev Secy 9/5 MM 9/5

Revenue

NOTE—Contn. sheet

WD 1733—G P S—60 000—1 12.16—S.

3020

4

G. R. S. III-2]

General and Revenue Secretariat. | M/ File No 193 of 1916

Serial No	
335 12.5.17	2nd December A Secretary.
6529 14.5.17	Draft approved by the Secretary 20.5.17
4	In the Present No 7623 of 30-5-17 sanctions the Rules.

NOTE.—Cont. sheet.

5

WD 1933—GFB—60,000—1-12-19—S.

G. R. S. III-21

General and Revenue Secretariat.	File No.	of 191
Serial No		

WD 1933—GPB—60,000—1 12-16—S.

G. R. S. III-2]

General and Revenue Secretariat.	File No.	of 191
Serial No		

NOTE—Contin. sheet.

D 2825

Jud 193-16 — 1

No 163 Enc one

THE CITY MUNICIPAL OFFICE, MYSORE,
Dated 20th March 1917.

From

T G. Lukshmana Rao, Esquire., L C E.,
President, City Municipal Council,
Mysore

To

B. Ramaswamiya, Esquire , B.A., B.L ,
Secretary to the Govt of Mysore,
Revenue Department
Bangalore.

SIR,

Adverting to Government Order No. 411/Ml 221-15 dated 14th July 1916 approving of the nature and objects of the Drainage cess in the Lysore City and requesting me to take action under Section 60 (a) and (b) of the Municipal Regulation I have the honour to state that the Lunicipal Council in their meeting held on the 21st October 1916 having approved the enclosed draft Bye-laws relating to the levy of the above cess in the Mysore City, they were published in the marginally noted three consecutive issues of the Mysore Gazette under clause of Section 60 of the Municipal Regula-tion Some of the inhabitants of the City objected to the levy of the tax, but the Managing Committee after carefully considering all those objections recommended that the cess may be levied provided that any income from the sewage Farm and sale of manure be used to reduce the amount of cess.

On pages 1627-28 Part II of the Mysore Gazette dated 23rd November 1916.
page 1657 Part II Do of the 30th November 1916 ,
pages 1671-72 Do of the 7th December 1916

2 The Municipal Council before from the

191

RECEIVED
12 MAR 1917

From

The President, City Muni.
Council, Mysore.

To

The Secy. to Govt of Mysore,
Rev. Dept.
Bangalore.

Dated
Despatched } 20. 3. 1917.
Received

General No 163
No.

Enclosure No. One.

Requesting to obtain the Sanction of Govt. regarding the levy of Drainage Cess

the question was then placed have however finally approved the levy of the cess without any limitations vide their resolution No. XIX dated the 3rd instant copy of which is herein enclosed for ready reference.

3. At present no income is derived from the Sewage Farm and it is not possible to say at this stage what it will come to. Hence the recommendation of the Managing Committee in this respect could not be accepted

4. I now request you to be so good as to place the matter before Government and obtain their kind sanction.

I have the honour to be,

Sir,

Your most obedient servant,

President.

MRV.

Proceedings of the 15th (Ordinary) meeting of the Municipal Council for the City of Mysore held in the Office of the Imperial Hall at 6 P.M. on Saturday the 3rd March 1917.

Present.

1. [illegible]
2. [illegible]
3. [illegible]
4. [illegible]
5. [illegible]
6. [illegible]
7. [illegible]
8. [illegible]
9. [illegible]
10. [illegible]
11. [illegible]
12. [illegible]
13. [illegible]
14. [illegible]
15. [illegible]
16. [illegible]
17. [illegible]

Absent.

1. [illegible]
2. [illegible]
3. [illegible]

X X X

XIX Final consideration of the notice relating to the levy of Drainage cess and Managing Committee's resolution thereon.

Resolved that the levy of the Drainage cess be approved finally and submitted to Government for sanction.

X X X

Sd/- T Lukshmana Rao

"COPY" President.

T Lukshmana Rao

LRV President.

Secretary of draughtsmen, Mysore city

G R S 26] GEN & REV SECRETARIAT TYPING Sec 28 MAR 1917

File No 193-14

Serial No

Diary No of letter replied to 2845

No. 6328

General and Revenue Secretariat

( )

, the 191

To

The Presidency Mysore city

Dated 29-3-17

Date of issue 29-3-17

Signed by M. B. Subba Rao

Sir,

With reference to your letter No 163 of 20-3-17 regarding the type dams for the Secretariat case, I am directed to invite your attention to section 49(3) of the Mysore Registration Act for the present transmission of the following papers

(1) Two copies of the draft type dams as approved

over

SUBJECT

by the Municipal Council,
Bombay
(2) A copy of the notice
published under
Section 4 & (3) of the Regn
and (3) Every objection and
suggestion received
in the matter.

Thanking you,

Yours obdt Servt

D.L. Up.
26/3/47

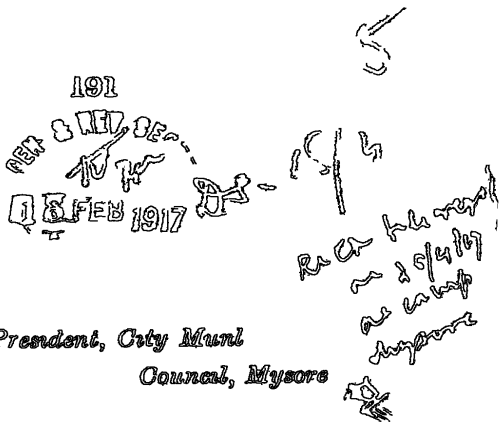
List of enclosures

Copied by

Examined by

GPE—2000—10-10-46

191



From

The President, City Muni
Council, Mysore

To

The Secy to Govt of Mysore,
Rev Dept
Bangalore

Dated } 17th April 1917
Despatched }

Received

General No 176
No

Enclosure No one file

Submitting the papers re the objections received on the levy of drainage cess.

Q3

D 3070
Rl. 193-16-3

No 176

The City Municipal Office, Mysore,
Dated 16th April 1917

From

T. G. Lukshmana Rao, Esquire., L.C.E.,
President, City Municipal Council,
Mysore

To

B. Ramaswamiah, Esquire., B.A., B.L.,
Secretary to the Govt of Mysore,
Revenue Department
Bangalore.

Sir,

With reference to your letter No. 6328/A.93-16- dated 29th March 1917 requesting the transmission of certain papers regarding the bye-laws for the levy of drainage cess in the Mysore City, I have the honour to submit herewith two copies of the notice published under Section 48 (2) of the Municipal Regulation and also all the objections received thereto.

2 As the Municipal Council have approved the same without any change, no separate copy is sent.

I have the honour to be,

Sir,

Your most obedient servant,

T. G. Lukshmana Rao

President.

MRV

b

List of papers.

1. Memo dated 23rd February 1917 from Mr. C. Nanjapna . Municipal Councillor.

2. Application dated 14th December 1916 from Municipal Councillorsof Krishnaraja Mohalla.

3. Application dated 14th December 1916 from the inhabitants of the Mysore City .

4. Applications dated 28th November 1916 and 8th December 1916 from M.S. Nanjappa, residing in Devaparthiva - Agrahar, Chamaraja Mohalla.

5. Two copies of the Bye-laws approved by the Municipal Council.

Line of sight.

Jno. C. Hartsaw
Optical Sight Co.
Opened this 14th day of April 1917.

Commodities Quoted
Corn, Oats, Provisions, Lard

Quotations dated 14th December 1916 from Chamberlain Commodities Corporation

Quotations dated 14th December 1916 from the Corporation of the City of Chicago:

Corporation Securities

Quotations dated 14th December 1916 from Chamberlain Commodities Corporation

Quotations dated 14th December 1916 from P.J. Hartshorne, Broking in Commodities
"Secure." One stock option.

Two copies of the same-time examined as true [illegible]

MYSORE CITY MUNICIPALITY

Notice dated 16th November 1916

Notice is hereby given to the inhabitants of the Municipality of the Mysore City, that the Municipal Council desire to impose a drainage cess defined in the bye-laws appended

2 Any inhabitant of the Municipality objecting to the proposed cess may within one month from the date of this notice, send his objection in writing to the Municipal Council

Draft bye laws re *drainage cess*

(To be added after ~~bye-law~~ 24 under Section (46) (*i*)

25 Liability of owner or occupier to execute work necessary to lead the sullage of his house to the Municipal drains

If any building or land be at any time undrained or not drained to the satisfaction of the President, the President may give notice to the owner or occupier thereof to do all work necessary for leading the sullage of his house and premises to the Municipal drain Such owner or occupier, shall, within the period specified in such notice, be bound to execute within the area of his house, such works for the collection of the sullage of his house and the leading thereof in one or more outlets at the option of the owner from the house and premises through a drain or pipe, of such size and materials, at such level and with such fall as the President thinks necessary, to facilitate connection of the same with the underground drainage system

26 *Penalty for non compliance* —If the owner or occupier of a house fails to carry out the works referred to in bye-law 25, it shall be competant for the President to prosecute him before a Magistrate for such failure, and the defaulter, shall, on conviction, be punishable with fine which may extend to Rs 25 and with further fine which may extend to Rs 5 for every day on which the failure to comply with the notice referred to in bve law 25 continues after the date of the first conviction

27 *Power of President to carry out work in default of owner or occupier* —On failure of the owner or occupier of the house to carry out the works as required under bye-law 25, the President or any person authorized by him shall have power without prejudice to the President proceeding under bye law 26 above, to enter into such house and to have the work executed at the cost of the Municipal Council and to recover the said cost from the defaulter as arrears of taxes under Chapter VIII of the Municipal Regulation

28 *Levy of drainage cess* —For every outlet carrying sullage from a house and premises to the Municipal under-ground drain the owner or occupier of such house and premises shall pay a drainage cess at the rate of one rupee per year as mentioned in the schedule of taxes and the said cess shall be recoverable as arrears of house tax under Chapter VIII of the Regulation, not only from the owner or occupier but it shall also be a charge on the house

Add to Schedule of Taxes as follows

Serial No	Name of tax	Class of property	Amount for which or rate for which classes liable	Exemptions	Time at which taxes payable
10	Drainage cess.	All buildings in the City which are connected with the underground drainage system	At the rate of one rupee for each house connection.	Nil	In two equal instalments in advance in July and January every year

T' Lakshmana Rao,
President

MYSORE CITY MUNICIPALITY

Notice dated 16th November 1916

Notice is hereby given to the inhabitants of the Municipality of the Mysore City, that the Municipal Council desire to impose a drainage cess defined in the bye-laws appended

2 Any inhabitant of the Municipality objecting to the proposed cess may within one month from the date of this notice, send his objection in writing to the Municipal Council

Draft bye-laws re drainage cess

(To be added after bye-law 24 under Section (46) (i)

25 Liability of owner or occupier to execute work necessary to lead the sullage of his house to the Municipal drains

If any building or land be at any time undrained or not drained to the satisfaction of the President, the President may give notice to the owner or occupier thereof to do all work necessary for leading the sullage of his house and premises to the Municipal drain Such owner or occupier, shall, within the period specified in such notice, be bound to execute within the area of his house, such works for the collection of the sullage of his house and the leading thereof in one or more outlets at the option of the owner from the house and premises through a drain or pipe, of such size and materials, at such level and with such fall as the President thinks necessary, to facilitate connection of the same with the underground drainage system

26 *Penalty for non compliance* —If the owner or occupier of a house fails to carry out the works referred to in bye-law 25, it shall be competant for the President to prosecute him before a Magistrate for such failure, and the defaulter, shall, on conviction, be punishable with fine which may extend to Rs 25 and with further fine which may extend to Rs 5 for every day on which the failure to comply with the notice referred to in bye law 25 continues after the date of the first conviction

27 *Power of President to carry out work in default of owner or occupier* —On failure of the owner or occupier of the house to carry out the works as required under bye law 25, the President or any person authorized by him shall have power without prejudice to the President proceeding under bye law 26 above, to enter into such house and to have the work executed at the cost of the Municipal Council and to recover the said cost from the defaulter as arrears of taxes under Chapter VIII of the Municipal Regulation

28 *Levy of drainage cess* —For every outlet carrying sullage from a house and premises to the Municipal under-ground drain the owner or occupier of such house and premises shall pay a drainage cess at the rate of one rupee per year as mentioned in the schedule of taxes and the said cess shall be recoverable as arrears of house tax under Chapter VIII of the Regulation, not only from the owner or occupier but it shall also be a charge on the house

Add to Schedule of Taxes as follows

Serial No	Name of tax	Class of property	Amount for which or rate for which classes liable	Exemptions	Time at which taxes payable
10	Drainage cess	All buildings in the City which are connected with the underground drainage system.	At the rate of one rupee for each house connection	Nil	In two equal instalments in advance in July and January every year

T Lakshmana Rao,
President

Gvo 14/14
23 2 17

Memo

1 In the matter of the levying of Underground Drainage Cess in the City of Mysore

2 The Government has, apparently with good intentions introduced this Underground Drainage system, which is quite unsuited to us It is further proposed to levy a cess intended to meet the cost of maintaining this system

3 It is well known that Mysore is not a commercial city, there are no avocations here to enable the people to earn a decent livelihood the prices of foodstuffs and other necessaries have been abnormally rising higher and higher everyday for over 18 years, plague has been decimating earning members and has already ruined many families Taxation is steadily on the increase, while the opportunities to earn more are few or none The condition of most of the people here is indeed very distressful Under these circumstances it is undesirable and unjust to impose additional taxes on them instead of finding out other sources of income whereunto to meet the costs of maintaining etc of any improvements which means that the Government may be pleased to introduce into the city

4 Agriculturists and gardeners may profitably utilise the sullage that is being collected outside the city. A fairly good income may be expected from this source in the near future. It is suggested that a scheme may be drawn up for the purpose, and laid before the Council for discussion. At first it may appear to be not a profitable scheme, but when it is popularised and the people become aware of its utility, the Concern will certainly yield a very good income. This income will be found sufficient to meet the cost of maintenance etc of the Drainage System and other future improvements.

5 Further difficulties will surely arise in the collection of the proposed cess, if sewer House Connections have been already given to houses without previously knowing the wishes of the owners as to the number of connections that they wished to have and taking a written consent from them to pay any future cess etc.

6 It is also suggested that the services of the existing Conservancy establishment may be transferred to the proposed new establishment for the Drainage System,

as it will be relieved of much of the work by introduction of this new scheme

Channappa
Mal Councillor

23/2/17
Mysore

Govt 3452
16 12 16

Govt No: 794
16 12 16

16/12/16
Place before
Executive along
with other objections

Street, drain & lighting

levy of drainage cess, Mysore City

G R S 28]

GEN & REV. SECRETARIAT
TYPING SOC.
30 MAY 1917

File No 193-16
Serial No 4

Diary No of letter replied to 3076

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT
( )

, the 191

READ—

---Correspondence ending with letter No 176 of 16-4-17 from the President of the Mysore City Municipal Council

ORDER (INDENT) No. submitting for sanction the rules framed by the Municipal Council under section 46(2) of the Municipal Regulation for the levy of drainage cess

Date of issue 3-5-17

Signed by [illegible]

SUBJECT

GPB—50,000—1 12-12

Order No: 1623 ml 193-16-4 ಅನುಮತಿ

Sanctioned.

2. A dozen copies of the
Rules in English and
Kannada may be sent
to the Secretary
for record.

11.5.17

Addl Secy to Govt.
Rev Dept

5.5.17

The Principal Secretary
Town Council

9.5.17